GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants - Allegation of corruption against Dr. S.Janardhana, Deputy District Medical & Health Officer (Retd.), Anantapur District - Trapped on 01.03.2000 - Prosecuted in a court of Law - Convicted - Punishment of withholding of 100% pension and entire gratuity permanently imposed - CRLA No. 1714/2006 filed before AP High Court - Allowed and Acquitted - Set aside the punishment, duly regularizing the suspension period as ON DUTY under FR 54 B(3) - Orders - Issued.

HEALTH, MEDICAL & FAMILY WELFARE (VC.I) DEPARTMENT

G.O.Ms.No.121 **Dated:01.09.2025**

Read the following:

1. From the Director General, Anti-Corruption Bureau, A.P., Hyderabad, Letter No. 25/RCT/ATP/2000, dated:18.06.2001.
2. G.O.Ms. No.419, Health Medical & Family Welfare (VC.I) Department, dated: 07.11.2001.
3. Judgment dated:30.11.2006 of the Additional Special Judge for SPE & ACB Cases, Hyderabad in C.C. No. 6 of 2002.
4. G.O.Ms.No.61, HM&FW (VC-I-I) Department, Dated:12.03 2010
5. From the DG, ACB, Lr.RC.No.25/RCT-ATP/2000. Dated:14.03.2024.
6. From S. Govardhan, S/o Late Dr. S.Janardhana, Dy. DM&HO, Anantapur Rep. Dated:04.02.2025.

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ORDER:

Dr. S.Janardhana, Deputy District Medical & Health Officer, Penugonda Division, Anantapur District was trapped by the A.C.B. Officials on 01.03.2000 when he demanded and accepted an illegal gratification of Rs. 500/- (Rupees Five hundred only) from the complainant for showing official favour.

2. In the G.O.2nd read above, Government have accorded sanction for prosecution of the Accused Officer in a court of law for the offenses punishable under section 13 (1) (d) read with section 13 (2) of the Prevention of Corruption Act, 1988.

3. In the reference 3rd read above, the Hon'ble Additional Special Judge for SPE & ACB Cases, City Civil Court, Hyderabad pronounced judgment on 30-11-2006 in C.C.No.6 of 2002, convicting the Accused Officer under section 243 (2) Cr. P.C. and sentenced to undergo Rigorous Imprisonment for a period of one (01) year and to pay a fine of Rs. 1,000/ in default to undergo Simple Imprisonment for a period of three (03) months for the offences punishable under section 13 (1)(d) read with section 13 (2) of Prevention of Corruption Act., 1988. During the pendency of the case, Dr. S.Janardhana, Deputy District Medical & Health Officer, Anantapur District retired from service on 31.5.2004.

4. In the reference 4th read above, Government has awarded the penalty of withholding of 100% pension and entire gratuity permanently against Dr. S.Janardhana, Dy. District Medical & Health Officer (Retd.), Anantapur District.

5. In the reference 5th read above, Director General, ACB has stated that Dr. S.Janardhana, Deputy District Medical & Health Officer, Penukonda Division, Anantapur District was convicted by the Trial Court on 30.11.2006 in C.C.No. 06/2002. The AO filed Criminal appeal bearing No.1714/2006 in the High Court of Andhra Pradesh questioning his conviction and sentence awarded by the Trial Court. The Hon'ble High Court on 12.12.2023 pronounced the Judgment by allowing the appeal by the AO and set aside his conviction. The Director General, Anti-Corruption Bureau while enclosing the copy of the Judgment of High Court dated:30.10.2006 along with opinion of this Bureau has stated that the Bureau is of the opinion that it is a fit case to file special Leave Petition before the Hon'ble Supreme Court of India. The operative portion of the Hon'ble High Court of Andhra Pradesh is as follows:

> *"this court came to the conclusion that the prosecution failed to establish the guilt of accused officer for the charges levelled against him beyond all reasonable doubt and as such the learned Special Judge erred in convicting and sentencing the accused officer as aforesaid.*

(PTO)

Hence, the conviction and sentence passed by the learned Special Judge against the accused officer for the offences punishable under Sections 7 and 13(1)(d) read with 13(2) of the Act in the Judgment dated 30.11.2006 passed in CC No.6 of 2002 by the learned Additional Special Judge for SPE and ACB Cases, City Civil Court at Hyderabad, are set aside. The accused officer is found not guilty of the offences punishable under Sections 7 and 13(1)(d) read with 13(2) of the Act and accordingly acquitted him of the said charges. The fine amount, if any, paid by the accused officer shall be refunded to him."

6. In the reference 6th read above, Sri S.Govardhan, S/o Dr. S.Janardhana while enclosing the copy of the orders of A.P. High Court in CRLA NO.1714 of 2006 has stated that his father was expired on 11.06.2014 and his mother also expired on 22.01.2018. Hence, he has requested to sanction the pending benefits of his father to him.

7. Government after careful examination of entire matter and keeping in view of the orders of the Hon'ble High Court of A.P, dated in CRLA No. 1714 of 2006 have decided not to prefer Special Leave petition before the Hon'ble Supreme Court of India and to set aside the punishment of withholding of 100% pension and entire gratuity permanently imposed on Dr. S.Janardhana, Deputy District Medical & Health Officer (Retd.), Anantapur District in the G.O.4th read above, duly regularizing the suspension period as *ON Duty* under Rule 54 B(3).

8. Accordingly, Government here by set aside the punishment of withholding of 100% pension and entire gratuity permanently imposed on Dr. S.Janardhana, Dy. District Medical & Health Officer (Retd.), Anantapur District vide G.O. 4th read above, duly regularizing the suspension period as ON Duty under Rule 54 B(3).

9. The Director of Public Health and Family Welfare shall take necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MOVVA TIRUMALA KRISHNA BABU, IAS
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Dr. S.Janardhana, Dy. District Medical & Health Officer (Retd.), Anantapur District.
(through DPH&FW, Vijayawada.)
The Director of Public Health and Family Welfare, Andhra Pradesh, Vijayawada.
Copy to:
The Accountant General, A.P., Vijayawada.
The Director of Treasuries and Accounts, AP, Mangalagiri.
The District Treasury Officer, Anantapur district.
The Director General, Anti Corruption Bureau, Vijayawada.
The Secretary to Vigilance Commissioner, A.P Vigilance Commission.
The PS to Spl. C.S. to Government, HM&FW Department, Velagapudi.
The OSD to Hon'ble M(HFW&ME), AP, Velagapudi.
SF/SC(2471481)

//FORWARDED::BY ORDER//

SECTION OFFICER